

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
PAMELA J. BLANCO,

Plaintiff,

**NOTICE OF MOTION**

-against-

JOHN BROGAN, individually and the  
VILLAGE OF SCARSDALE, New York,

07 Civ. 4065 (CLB)

Defendants.  
-----X

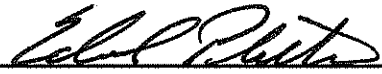
***PLEASE TAKE NOTICE*** that upon the accompanying Declaration of Edward J. Phillips, Esq., dated September 21, 2007, the exhibit annexed thereto, and upon all of the pleadings and proceedings heretofore had herein, Defendant John Brogan will move this Court before the Hon. Charles L. Brieant, U.S.D.J., at the United States Courthouse located at 300 Quarropas Street, White Plains, New York 10601, on October 26, 2007, at 9:00 a.m., or as soon thereafter as counsel may be heard, for an Order: (i) dismissing the First Amended Complaint pursuant to Fed. R. Civ. P. 8 and 12(b)(6); and (ii) awarding Defendant Brogan such other and further relief as the Court deems just and proper.

***PLEASE TAKE FURTHER NOTICE***, that pursuant to stipulation, opposing papers shall be served upon the offices of the undersigned counsel by October 12, 2007, and thereafter any reply papers shall be served by October 19, 2007.

Dated: White Plains, New York  
September 21, 2007

Respectfully Submitted,

**KEANE & BEANE, P.C.**

By:   
Lance H. Klein (LK 8243)  
Edward J. Phillips (EP 4825)  
Attorneys for Defendants  
445 Hamilton Avenue, 15<sup>th</sup> Floor  
White Plains, New York 10601  
(914) 946-4777

**TO: LOVETT & GOULD, LLP**  
Attn: Jane Bilus Gould, Esq.  
222 Bloomingdale Road  
White Plains, New York 10605  
(914) 428-8401  
Attorney for Plaintiff

**BOND, SCHOENECK & KING, PLLC**  
Attn: Howard Miller, Esq.  
1399 Franklin Avenue, Suite 200  
Garden City, New York 11530  
(516) 267-6300  
Attorneys for Defendant Village of Scarsdale

*(VIA ECF)*